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MCDERMOTT WILL & EMERY LLP 28 STATE STREET BOSTON MA 02109-1775

Applicant: Hanna Appl. No.: 09/638,245

Filing Date: August 14, 2000 Title: BTSC ENCODER

Attorney Docket No.: 56233-139(THAT-3DVCN0

This is a decision on the request for voluntary publication of a patent application under 37 CFR 1.221(a), filed on September 19, 2007, for the above-identified application.

The request under 37 CFR 1.221(a) is DISMISSED.

37 CFR 1.221(a) requires "a copy of the application in compliance with the Office electronic filing system requirements and be accompanied by the publication fee set forth in § 1.18(d) and the processing fee set forth in § 1.17(i)". If the request for voluntary publication does not comply with the electronic filing system requirements, the publication will not take place and the publication fee set forth in § 1.18(d) will be refunded. The processing fee will be retained.

The applicant did not supply a copy of the application in compliance with the Office electronic filing system, as required by 37 CFR 1.221(a) because the Applicant submitted the papers via express mail, which are entered into the application file and not as a "Pre-Grant Publication" submission via the Electronic Filing System. The request for voluntary publication does not comply with the electronic filing system requirements, thus voluntary publication will not take place. The processing fee will be retained, and the publication fee will not be charged.

Any request for voluntary publication under 37 CFR 1.221(a), must be submitted via the EFS system, as a Pre-Grant publication submission.

Any questions or requests for reconsideration of the decision, should be addressed as follows:

By mail to: Mail Stop PGPUB

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By facsimile: 571-273-8300

Telephone inquiries regarding this correspondence should be directed to The Office of Patent Publication, Pre-Grant Publication Division, 703-605-4283.

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